

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

(Includes Reference to PCT International Applications)

ATTORNEY DOCKET NUMBER

87152491-002028

As a below named inventor, I (we) hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

ANTI-VIRUS METHOD AND SYSTEM GUARANTEEING A MAXIMUM DELAY FOR STREAMING DATA

the specification of which (check only one item below):

☒ is attached hereto.

☐ was filed as United States application

Serial No. _____

On _____

and was amended

on _____ (if applicable)

☐ was filed as PCT international application

Number _____

on _____

and was amended under PCT Article 19

on _____ (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 or §356 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America, listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:

COUNTRY (if PCT, indicate "PCT")	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 USC 119	
			<input type="checkbox"/> YES	<input type="checkbox"/> NO
			<input type="checkbox"/> YES	<input type="checkbox"/> NO

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below:

APPLICATION NUMBER	DATE OF FILING (day, month, year)	↓ Additional Provisional Application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

Combined Declaration For Patent Application and Power of Attorney (Continued) <small>(Includes Reference to PCT International Applications)</small>				ATTORNEY DOCKET NUMBER 87152491-002028	
I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:					
PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. 120:					
U.S. APPLICATIONS			STATUS (Check one)		
U.S. APPLICATION NUMBER	U.S. FILING DATE	PATENTED	PENDING	ABANDONED	
PCT APPLICATIONS DESIGNATING THE U.S.					
PCT APPLICATION NO.	PCT FILING DATE	U.S. SERIAL NUMBERS ASSIGNED (if any)			
POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: John G. Flaim, Reg. No. 37,323; Brian C. McCormack, Reg. No. 36,601; William D. McSpadden, Reg. 44,234; Anna Y. Tsang, Reg. No. 48,003; Ruffin B. Cordell, Reg. No. 33,487; Edward Dyson, Reg. No. 24,882; Frank M. Gasparo, Reg. No. 44,700; Jeanny Haw, Reg. No. 51,790; James Jacobs, Reg. No. 24,299; Lisa Luedke, Reg. No. 51,151; Kevin O'Brien, Reg. No. 30,578; David Roche, Reg. No. 30,797; Caroline Yun, Reg. No. 34,952					
Send Correspondence to: Anna Y. Tsang c/o BAKER & MCKENZIE 2300 Trammell Crow Center 2001 Ross Avenue Dallas, Texas 75201			Direct Telephone Calls to: <i>(name and telephone number)</i> (214) 978-3000 (214) 978-3099 (Facsimile)		
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon					
2 0 1	FULL NAME OF INVENTOR	FAMILY NAME Painter	FIRST GIVEN NAME Mark	SECOND GIVEN NAME Wendell	
	INVENTOR'S SIGNATURE 	DATE 5/22/03			
	RESIDENCE & CITIZENSHIP	CITY Fremont	STATE OR FOREIGN COUNTRY California, U. S. A.	COUNTRY OF CITIZENSHIP U. S. A.	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS 885 San Carlos Ct.	CITY Fremont	STATE & ZIP CODE/COUNTRY CA 94539, U. S. A.	
2 0 2	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME	
	INVENTOR'S SIGNATURE		DATE		
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE & ZIP CODE/COUNTRY	
<input type="checkbox"/> Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheets(s) attached hereto.					

ASSIGNMENT

In return for good and valuable consideration paid to the undersigned inventor(s) (hereafter called the "ASSIGNOR"), by:

(Insert
ASSIGNEE'S
Name(s)
Address(es))

Trend Micro Incorporated

10101 North De Anza Blvd.

Cupertino, CA 95014

U.S.A.

(hereinafter ASSIGNEE), the receipt of which is hereby acknowledged, the undersigned ASSIGNOR(s) hereby sells, assigns and transfers to ASSIGNEE his entire right, title and interest to the invention entitled:

(Title of Invention)

ANTI-VIRUS METHOD AND SYSTEM GUARANTEEING

A MAXIMUM DELAY FOR STREAMING DATA

(*If the
assignment is
being filed after
the filing of the
application, this
section must be
completed)

for which application for Letters Patent of the United States was executed on even date herewith unless indicated otherwise below

*Filed On _____ Serial No. _____

and all Letters Patent of the United States to be obtained therefor on said application or any continuation, divisional, substitute, reissue or reexamination thereof for the full term or terms for which the same may be granted.

The ASSIGNOR(s) agrees to execute all papers necessary in connection with the application and any continuation, divisional, substitute, reissue or reexamination applications thereof or corresponding foreign applications, and also to execute separate assignments in connection with such applications as the ASSIGNEE may deem necessary or expedient and perform any act which may be necessary in connection with claims or provisions of the International Convention for Protection of Industrial Property or similar agreements.

The ASSIGNOR(s) agrees to execute all papers necessary in connection with any interference, litigation, or other legal proceeding, which may be declared concerning this application or any continuation, divisional, substitute, reissue or reexamination thereof, or corresponding foreign applications, and also to cooperate with the ASSIGNEE in every way possible in obtaining evidence and going forward with such interference, litigation, or other legal proceeding.

The ASSIGNORS(s) agrees to perform all affirmative acts which may be necessary to obtain a grant of valid United States or foreign patents to the Assignee.

The ASSIGNOR(s) hereby authorizes and requests the Commissioner of Patents and the authorities of foreign country to issue any and all Letters Patents resulting from said application or any continuation, divisional, substitute, reissue or reexamination applications thereof, or foreign applications, to the said ASSIGNEE, as assignee of the entire interest, and hereby covenants that it has full right to convey the entire interest herein assigned, and that they have not executed and will not execute, any agreement in conflict herewith.

The ASSIGNOR(s) hereby agrees that this Assignment is binding on the heirs, assigns, representatives and successors of the ASSIGNOR(s) and extends to the successors, assigns and nominees of the ASSIGNEE.

The ASSIGNOR(s) hereby grant John G. Flaim, Reg. No. 37,323; Brian C. McCormack, Reg. No. 36,601; William D. McSpadden, Reg. 44,234; Anna Y. Tsang, Reg. No. 48,003; Ruffin B. Cordell, Reg. No. 33,487; Edward Dyson, Reg. No. 24,882; Frank M. Gasparo, Reg. No. 44,700; Jeanny Haw, Reg. No. 51,790; James Jacobs, Reg. No. 24,299; Lisa Luedke, Reg. No. 51,151; Kevin O'Brien, Reg. No. 30,578; David Roche, Reg. No. 30,797; Caroline Yun, Reg. No. 34,952, the power to insert on this assignment any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

WITNESS my hand at Cupertino, CA, this 22nd day of May, 2003.



Mark Wendell Painter